

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK TIME A.M.

PETER BOGDAN and SILVANA BOGDAN,

Plaintiffs,

01 CV 1910 (SJ) ORDER

- against -

STOLT-NIELSEN S.A., STOLT-NIELSEN TRANSPORTATION GROUP LTD., STOLT-NIELSEN, INC., STOLT PARCEL TANKERS, INC., STOLT PRIDE, INC., STOLT INTEGRITY, INC., STOLT CONFIDENCE OF THE ISLE OF MAN, MITSUBISHI CHEMICAL CORPORATION, MITSUBISHIRAYON CO., LTD., AMOCO CHEMICAL COMPANY, DAICEL CHEMICAL INDUSTRIES LTD., BASF AKTIENGESELLSCHAFT, ARCO CHEMICAL COMPANY, B.P. CHEMICALS LTD., DOES 1-10, ABC CORPORATIONS 1-20, THE LUBRIZOL CORPORATION, UNION CARBIDE CORPORATION, BASF CORPORATION, OCCIDENTAL CHEMICAL CORP., CHEVRON USA INC., DOW BRAZIL, S.A., DOW INTERNATIONAL, B.V., LYONDELL CHEMICAL COMPANY, BP AMOCO CHEMICAL COMPANY, BP CHEMICALS LTD.,

Defendants.

APPEARANCES

Robert A. Skoblar 53 North Dean Street Englewood, NJ 07631 Attorney for Plaintiffs

PHILLIPS LYTLE LLP 3400 HSBC Center Buffalo, NY 14203

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By: Paul F. Jones

Attorney for Defendant Occidental Chemical Corp.

JOHNSON, Senior Judge:

For the reasons stated in this Court's previous Memorandum and Order dated March 29, 2005, the Court finds that the claims brought against Defendant Occidental Chemical Corporation. are untimely. The Clerk of Court is directed to enter a final judgment of dismissal with prejudice with respect to Defendant Occidental Chemical Corporation.

SO ORDERED.

Dated: June 7. 2005

Brooklyn, NY

s/SJ

Senior U.S.D.J